

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

KEVIN HEIKKINEN,

Plaintiff,

Case No. 19-cv-12571
Hon. Matthew F. Leitman

v.

FIVES CINETIC CORP.,

Defendant.

ORDER ON MOTIONS (ECF Nos. 7 and 10)

The following motions are pending before the Court: Defendant's Motion to Dismiss Plaintiff's Complaint (ECF No. 7) and Plaintiff's Motion for Leave to File a Second Amended Complaint (ECF No. 10). The Court held a status hearing on February 3, 2020, to discuss the motions. For the reasons stated on the record, Defendant's Motion to Dismiss (ECF No. 7) is **DENIED**, and Plaintiff's Motion for Leave to File a Second Amended Complaint (ECF No. 10) is **GRANTED**. Plaintiff shall file his Second Amended Complaint by **February 14, 2020**.

As further stated on the record, Defendants may raise any attack on Plaintiff's state law claims (and, of course, on Plaintiff's federal claim) at the summary judgment stage of litigation.

IT IS SO ORDERED.

s/Matthew F. Leitman
MATTHEW F. LEITMAN
UNITED STATES DISTRICT JUDGE

Dated: February 3, 2020

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on February 3, 2020, by electronic means and/or ordinary mail.

s/Holly A. Monda

Case Manager

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